TO: Charles L.A. Terreni

Chief Clerk

Office of the Executive Director S.C. Public Service Commission

Ph:1 803 896 5713/5230; Fax 1803 8965231

FROM: NAME:

**BEATRICE WEAVER** 

ADDRESS: 1253 HARLLEES BRIDGE ROAD, DILLON S.C. 29536

PHONE #: 1 843 841 1606 TELEFAX #: 1 843 774 2050

EMAIL:

SUBJECT:

**ELECTRICITY CONNECTION REQUEST** 

ADMINISTRATIVE RELIEF AND MITIGATION

REF:

PROGRESS ENERGY CASE No. 2004-219-E

DATE:

Tuesday, November 6, 2007

No of Pages:

5 inclusive

**MESSAGE:** 

- 1. Attached please find my communication dated Nov. 6, 2007. (pp.4)
- 2. Please acknowledge your receipt.

Thank you.

1253 Harllees Bridge Rd Dillon S.C. 29536 Ph/Fax: 843 841 1606

Tues, November 6, 2007

Mr. G. O'Neal Hamilton, Chairman Mr. Charles L.A. Terreni Chief Clerk/Administrator S.C. Public Service Commission P.O. Drawer 11649 Colombia S.C. 29211

Ph: 1803 896 5113; Fx: 1 803 896 5231

Dear Sirs:

Subject: Additional Request for Order to Progress Energy to connect

electricity to Residence.

Ref: Progress Energy Petition No. 2004-219-E

Progress Energy vs. Weaver

Mutual Release dated September 18, 2007

Request for Information Re Change of Providers

Previous correspondence on file.

Further to previous correspondence, the Commission and its staff are requested once again for the record, to expedite the connection of electric power to the residence of the under-signed. Your continued failure to perform this duty pursuant to statutes and regulations, as requested on several occasions, shall leave you jointly and severally liable for suit for damages.

Accordingly, you are hereby given formal legal notice of the following:

- 1. On September 18, 2007 the three parties to that certain Case No: 2004-CP-232 in the Dillon Court of Pleas, executed a compromise and settlement agreement titled "Mutual Release" a copy of which Progress Energy formally filed with the Commission.
- 2. Said Release provided that upon certain performance by the undersigned, that the utility would promptly connect electric power to my residence. I complied in full, and in its usual customary bad faith dealings, Progress Energy promptly reneged and is in breach of agreement.
- 3. For the record, be advised that I am scheduled for major eye surgery, which problem has been duly filed for the record with the Commission on several occasions since 2004, relating to matters presently before the Commission. The surgery has been deferred from September 2,2007, to October 12, then October and now November 28, 2007. This surgery can no longer be deferred. And I must have electric power. To B TOSTED Additionally I am scheduled for major surgery at MUSC in Charleston in December or

16

- For the record, be advised that I am scheduled for major eye surgery, which problem has been duly filed for the record with the Commission on several occasions since 2004, relating to matters presently before the Commission. The surgery has been deferred from September 20, 2007, to October 12, 200, then October 25, 2007, and now November 28, 2007. This surgery can no longer be deferred. And I must have electric power for post-operation procedures.. Additionally I am scheduled for major surgery at MUSC in Charleston in December or January. My post operation rehabilitation will be in jeopardy without electric power. See attached copies of Medical Certificate of Necessity already filed with the Commission, and the UNC notice of the surgery date in November.
- 4. These matters have been duly brought to the attention of the Commission and the Dillon Court in comformity with the doctrines of exhausting administrative relief and mitigation of damages. Progress Energy is in breach of the Release Agreement which also provides for dismissal of the matters between the Parties that are pending before the Commission. In due course the breach will be dealt with in the Dillon Court.
- On September 21, 2007 I have sought your guidance on the correct administrative, as opposed to the legal parameters, for procedures to change providers as s provided in para. 5 of the Release. You refused to deliberate on that request at your Oct. 17, 2007 meeting without proper reason.
- You are requested to immediately take action to ensure electricity is connected to me residence in sufficient time prior to my surgery scheduled for November 28, 2007 in Chapel Hill, and post operation on November 30, 2007.

7. Meanwhile, you are formally advised that I am holding you both personally, and the Commission jointly liable for gross negligence, bad faith, breach of public trust, intentional and negligent infliction of emotional distress, and refusal to provide consumer protection.

Respondent Pro Se

Enc: Copies of Medical Certificate of Necessity;

9/21-11/07->47dogo.

UNC Notice of Appointment.

Cc: The Honorable James E. Lockemy

> Administrative Judge Dillon Court of Pleas.

Dillon S.C.

2

## Dillon Internal Medicine Associates, P.A.

705 N. 8th Avenue, Suite 1A Dillon, South Carolina 29536

Telephone (843) 774-2478 1-800-476-3011

James P. Wallace, M.D. James J. Kelly, M.D. Clifford E. Medina, M.D. Brandy Bryant - Herndon, FNP Joanie Price, Office Manager

October 12, 2007

Mr. Charles L.A. Terreni Chief Clerk/Administrator S.C. Public Service Commission PO Drawer 11649 Columbia, SC 29211

RE: RE: Beatrice Weaver

To Whom It May Concern:

Beatrice Weaver is presently preparing to have surgery. Postoperatively she is going to have post op care that will require electricity. I feel that it is of necessity that she receive electricity as soon as possible.

If further information is need, please feel free to call or write.

Sincerely,

Phil Wallace, MD

UNC Health Care - APPOINTMENT REMINDER 101 Manning Drive Chapel Hill, NC 27514-4420 www.unchealthcare.org





WEAVER BEATRICE
PO BOX 539
LITTLE ROCK SC 29567-0539

## Medical Record No: 15906589

Note: Construction on the new N.C. Cancer Hospital is under way. Please note that traffic patterns to the hospitals have changed. Visit www.unchealthcare.org for the latest construction updates.

## APPOINTMENT REMINDER

Dear BEATRICE WEAVER,

This is an appointment reminder from UNC Health Care. Your appointment information is listed below:

You have an appointment with:

ANESTHESIA CONSULT ANESTHESIA MEMORIAL 1ST FL REGISTRATION WED NOV 28, 2007 3:00 PM

Please arrive before your appointment. Parking at sites near UNC Hospitals may take extra time. A map to the UNC Health Care campus is on the back of this page. If your appointment is not at one of our on campus locations (UNC Hospitals, Ambulatory Care Center, or Aycock Family Medicine), please call the clinic for directions at 919-966-6859.

## Note:

If you cannot keep this appointment, please call us as soon as possible at **919-966-6859**. Please have your medical record number available when you call.

Si usted no puede cumplir con esta cita, o necesita asistencia en espanol, por favor llame al **919-966-6859**. Por favor tenga su numero de la tarjeta del UNC listo.

Our Mission is to serve your health care needs. At your visit, please assist us by bringing:

- · Your insurance card;
- Your UNC Medical Record Card;
- All medications you are taking in original container(s);
- Any authorization required by your insurance company.

Please be prepared to pay any applicable co-payments, co-insurance, prior balances and parking fees. Financial Counseling is available if you have any concerns about your ability to pay amounts due at your appointment or prior UNC Health Care balances.

UNC Health Care is proud to announce that we are a Tobacco-Free Campus.

Please notify us as soon as possible at 919-966-6859 if you are unable to keep this appointment.